

From: [Scott Roy](#)
To: [Jeanne Briskin/DC/USEPA/US@EPA](#)
Subject: RE: access conditions
Date: 04/26/2012 05:14 PM

Works for me. Thanks.

Scott Roy

-----Original Message-----

From: Jeanne Briskin [Briskin.Jeanne@epamail.epa.gov]
Sent: Thursday, April 26, 2012 07:42 AM Central Standard Time
To: Scott Roy
Subject: RE: access conditions

Hi Scott,

We suggest the small deletion below. We would always ask for permission, but this edit would all us to take photos, etc. , with Range's permission, of useful things that we learn about in the field, and avoid missing unique, unforeseen opportunities. Of course, you would retain the ability to deny consent for anything that's proprietary based on your agreements with your contractors.

There will be no photographs, videotaping, recording or any visual or aural depiction or recording of any Range site including any equipment, personnel or activity on the site without Range's ~~prior-written~~ consent which shall not be unreasonably withheld. Range agrees it will only withhold consent to photographs, videotaping, recording or any visual or aural depiction or recording of the site to the extent necessary to comply with restrictions imposed by Range's contractors on photographs, videotaping, recording or any visual or aural depiction or recording of their tools, equipment or personnel and Range will use reasonable efforts (without any obligation to pay money) to request consent from any contractors who restrict photographs, videotaping, recording or any visual or aural depiction or recording to obtain permission for reasonable recording of activity. Range will be provided a copy of any such recordings.

thanks,

Jeanne

Jeanne Briskin
Office of Science Policy
Office of Research and Development
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (8104R)
Washington, D.C. 20460
(202) 564-4583 - office
(202) 565-2911 - fax
briskin.jeanne@epa.gov

Address for Deliveries:
US EPA
Ronald Reagan Building --Room 51144

Washington DC 20004

▼ Scott Roy ---04/25/2012 06:02:58 AM---How about: There will be no photographs, videotaping, recording or any visual or aural depiction or

From: Scott Roy <sroy@rangeresources.com>
To: Jeanne Briskin/DC/USEPA/US@EPA
Date: 04/25/2012 06:02 AM
Subject: RE: access conditions

How about:

There will be no photographs, videotaping, recording or any visual or aural depiction or recording of any Range site including any equipment, personnel or activity on the site without Range's prior written consent which shall not be unreasonably withheld. Range agrees it will only withhold consent to photographs, videotaping, recording or any visual or aural depiction or recording of the site to the extent necessary to comply with restrictions imposed by Range's contractors on photographs, videotaping, recording or any visual or aural depiction or recording of their tools, equipment or personnel and Range will use reasonable efforts (without any obligation to pay money) to request consent from any contractors who restrict photographs, videotaping, recording or any visual or aural depiction or recording to obtain permission for reasonable recording of activity. Range will be provided a copy of any such recordings.

Scott Roy

-----Original Message-----

From: Jeanne Briskin [Briskin.Jeanne@epamail.epa.gov]
Sent: Tuesday, April 24, 2012 08:51 AM Central Standard Time
To: Scott Roy
Subject: RE: access conditions

Hi Scott,

We certainly understand that your contractors may not want their tools to be photographed and the fact that you may have written confidentiality agreements with them regarding their confidentiality requirements. I've talked to our case study team, and we understand this situation may arise infrequently. We expect that in cases where we may request to take photos, that we would be able to respect the prior confidentiality agreements that you have made with contractors in the situations you describe below, and work around the tools to avoid photographing the sensitive equipment. How would you suggest that the text be modified to accommodate your concern in this situation?

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▼ Scott Roy ---04/16/2012 03:48:15 PM---With respect to the access conditions, the only concern is paragraph 12. As previously indicated by

From: Scott Roy <sroy@rangeresources.com>
To: Jeanne Briskin/DC/USEPA/US@EPA
Date: 04/16/2012 03:48 PM
Subject: RE: access conditions

With respect to the access conditions, the only concern is paragraph 12. As previously indicated by our counsel, we have contractors who restrict photography of their tools or equipment for confidentiality reasons and we have agreed in MSA's not to allow photography without their consent. For that reason we would need to modify 12 so we could deny recordings if necessary to preserve confidentiality of contractor services or equipment. It's not an issue with very many contractors but I have seen it more than once.

From: Jeanne Briskin [<mailto:Briskin.Jeanne@epamail.epa.gov>]
Sent: Friday, April 13, 2012 2:15 PM
To: Scott Roy

From: Scott Roy

Cc: Ramona Trovato; Fred Hauchman; Bob Sussman
Subject: access conditions

Hi Scott,

I enjoyed meeting with you this week. Here is the electronic copy of the revised access conditions which I expect will meet the goals we discussed. Please let me know if you have any questions.

We are taking a look at the air monitoring and modeling proposal you shared to see what might be of interest in this area.

In addition, we are interested in seeing if we might obtain samples of flowback and produced water from a variety of Range's sites. The samples would be used to help us develop analytical methods that are robust in the typical matrices associated with flowback and produced water. We would also use the samples to help us better understand the treatability of the wastewaters. A general description of the work may be found in our study plan. I would be pleased to discuss with you how we could work together on these items.

Finally, we very much appreciate your offer to host EPA folks to tour Range's operations related to hydraulic fracturing. I'm working with my colleagues now in order to propose a few dates for your consideration.

Best,

Jeanne

(See attached file: Range revised access conditions 041112.doc)

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